



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

-v.- :

JOSEPH SCALI, :

Defendant. :

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**FINAL ORDER OF  
FORFEITURE**

S2 16 Cr. 466 (NSR)

WHEREAS, on or about March 8, 2019, this Court entered a Preliminary Order of Forfeiture as to Substitute Asset (the “Preliminary Order of Forfeiture”) (D.E. 245), which ordered the forfeiture to the United States of all right, title and interest of JOSEPH SCALI (the “Defendant”) in the following Substitute Asset:

- a. 50% of the value of the real property known as 151 Balfour Road, West Hartford, CT 06107

(the “Substitute Asset”);

WHEREAS, the Preliminary Order of Forfeiture directed the United States to publish, for at least thirty (30) consecutive days, notice of the Preliminary Order of Forfeiture, notice of the United States’ intent to dispose of the Substitute Asset, and the requirement that any person asserting a legal interest in the Substitute Asset must file a petition with the Court in accordance with the requirements of Title 21, United States Code, Sections 853(n)(2) and (3). The Preliminary Order of Forfeiture further stated that the United States could, to the extent practicable, provide direct written notice to any person known to have an alleged interest in the Substitute Asset and as a substitute for published notice as to those persons so notified;

WHEREAS, the provisions of Title 21, United State Code, Section 853(n)(1), Rule 32.2(b)(6) of the Federal Rules of Criminal Procedure, and Rules G(4)(a)(iv)(C) and G(5)(a)(ii) of

the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, require publication of a notice of forfeiture and of the Government's intent to dispose of the Substitute Asset before the United States can have clear title to the Substitute Asset;

WHEREAS, the Notice of Forfeiture and the intent of the United States to dispose of the Substitute Asset was posted on an official government internet site ([www.forfeiture.gov](http://www.forfeiture.gov)) beginning on March 23, 2019, for thirty (30) consecutive days, through April 21, 2019, pursuant to Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty and Maritime Claims and Asset Forfeiture Actions and proof of such publication was filed with the Clerk of the Court on September 27, 2021 (D.E. 303);

WHEREAS, on or about April 17, 2019, notice of the Preliminary Order of Forfeiture was sent by certified mail, return receipt requested, to the Defendant at his residence in Connecticut, and his counsel, at:

Daniel A. Hochheiser, Esq.  
The Law Offices of Daniel A. Hochheiser  
760 White Plains Road, Ste. 101  
Scarsdale, NY 10583

WHEREAS, a petition dated May 15, 2019 was filed by Defendant's parents, Nicholas and Barbara Scali (the "Petition") alleging an interest in the Substitute Asset;

WHEREAS, on or about July 29, 2021, the Court issued an Order and Opinion dismissing the Petition;

WHEREAS, thirty (30) days have expired since final publication of the Notice of Forfeiture and no other petitions or claims to contest the forfeiture of the Substitute Asset have been filed, other than the Petition;

WHEREAS, the Defendant is the only person and/or entity known by the Government to have a potential interest the Substitute Asset;

WHEREAS, pursuant to Title 21, United States Code, Section 853(n)(7), the United States shall have clear title to any forfeited property if no petitions for a hearing to contest the forfeiture have been filed within thirty (30) days of final publication of notice of forfeiture as set forth in Title 21, United States Code, Section 853(n)(2);

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED THAT:

1. All right, title and interest in the Substitute Asset is hereby forfeited and vested in the United States of America and shall be disposed of according to law.
2. Pursuant to Title 21, United States Code, Section 853(n)(7) the United States of America shall and is hereby deemed to have clear title to the Substitute Asset.
3. The United States Marshals Service (or its designee) shall take possession of the Substitute Asset and dispose of the same according to law, in accordance with Title 21, United States Code, Section 853(h).

Dated: White Plains, New York  
Dec. 8, 2021

Clerk of Court is respectfully requested to terminate the motion (doc. 304).

SO ORDERED:

A handwritten signature in black ink, appearing to read 'N. Roman', enclosed within a large, loopy oval shape.

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HONORABLE NELSON S. ROMAN  
UNITED STATES DISTRICT JUDGE